

### REMARKS/ARGUMENTS

Favorable reconsideration of this application, as presently amended and in light of the following discussion, is respectfully requested.

Claims 1, 2, 6, 8, and 10-12 remain active in this case, Claims 1, 2, and 12 having been amended by the present amendment, and Claims 3-5, 7, and 9 having been previously canceled.

In the outstanding Office Action, Claims 1, 2, 6, 8, and 10-12 were rejected under 35 U.S.C. §102(b) as being anticipated by Yasuo (JP Application No. 08-122803); Claim 10 was rejected under 35 U.S.C. §103(a) as being unpatentable over Yasuo; and Claim 11 was rejected under 35 U.S.C. §103(a) as being unpatentable over Yasuo in further view of Ishihara et al. (U.S. Publication No. 2003/0011732, hereinafter "Ishihara").

In light of the outstanding ground for rejection, Claim 1 has been amended to clarify the claimed invention and thereby more clearly patentably define over the cited prior art. To that end, amended Claim 1 responds to the apparent suggestions stated in the Examiner's Response to Arguments at page 3 of the Official Action and emphasizes that the opposing electrode of the opposing substrate in fact has a uniform thickness and that thickness of the opposing electrode corresponding to the blue filter layer is equal to that of the red and green filters and thickness of the opposing electrode  $t$  is confined to  $100\text{ nm} < t \leq 140\text{ nm}$ . These features of the claimed invention are not believed to be taught by the applied references and on that basis, withdrawal of the outstanding grounds for rejection is believed to be in order and is respectfully requested.

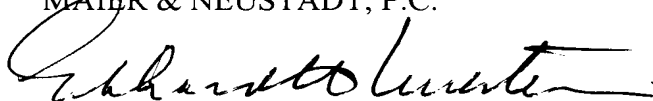
As the present amendment is responsive to implied suggestions stated in the outstanding Office Action, it is believed that the present amendment will not raise new issues requiring further consideration and/or search. It is therefore respectfully requested that 37

CFR §1.116 be liberally construed and that the present amendment be entered under 37 CFR §1.116.

Consequently, in view of the present amendment and in light of the above comments, no further issues are believed to be outstanding, and the present application is believed to be in condition for allowance. An early and favorable action to that effect is respectfully requested.

Respectfully submitted,

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